

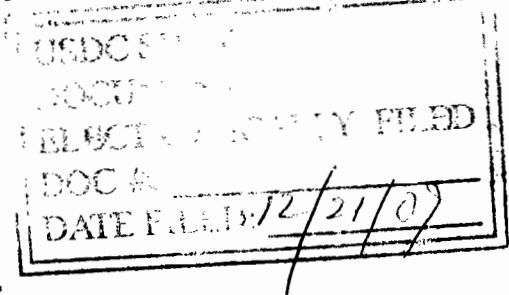
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

In Re: Methyl Tertiary Butyl Ether ("MTBE")
Products Liability Litigation

Master File No. 1:00-1898
MDL 1358 (SAS)
M21-88
ECF Case

This document relates to the following case:

City of New York, et al. v. Amerada Hess Corp., et al.
Case No. 04 Civ. 3417



STIPULATION AND ORDER DISMISSING
ALL CLAIMS AGAINST LYONDELL CHEMICAL CO.
AND EQUISTAR CHEMICALS, LP

Pursuant to Federal Rule of Civil Procedure 41(a)(2), the Plaintiffs City of New

York, New York City Municipal Water Finance Authority, and New York City Water Board and

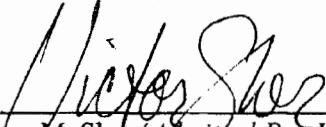
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Doc. 2974

Defendant Total Petrochemicals USA, Inc. ("Total"), hereby request that the Court enter this voluntary dismissal with prejudice of all claims against Lyondell Chemical Co. and Equistar Chemicals, LP (collectively "Lyondell") as set forth in the Plaintiffs' Fourth Amended Complaint, filed on March 9, 2007. The parties agree to the dismissal and further agree that such dismissal is with prejudice, with each party bearing its own attorneys' fees and costs.

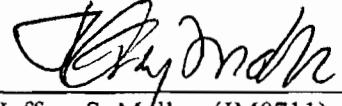
Plaintiffs reserve all other rights as against all other defendants.

Dated: 31 AUG, 2009


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Dated: 31 AUG, 2009


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SO ORDERED:


The Honorable Shira A. Scheindlin
United States District Judge

Dated: 12/21/09